

MAR 01 2004

## ROBIN, BLECKER &amp; DALEY

OFFICIAL

330 Madison Avenue

New York, New York 10017-5001

tel.: (212) 682-9640 ♦ fax: (212) 682-9648 ♦ e-mail: lawfirm@rbd-law.com

## FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Examiner John M. Villecco/ Art Unit 2612	John J. Torrente, Esq.
COMPANY:	DATE:
United States Patent & Trademark Office	March 1, 2004
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
(703) 872-9306	5
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
	B208-967
RE:	YOUR REFERENCE NUMBER:
Request for Continued Examination	09/102,238

☐ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

## NOTES/COMMENTS:

We are forwarding herewith: Facsimile Transmittal Cover Sheet; Request for Continued Examination; USPTO Credit Card Form PTO-2038 for \$770.00; Petition for Extension of Time Under 37 CFR 1.136(a); USPTO Credit Card Form PTO-2038 for \$420 for Two Month Extension of Time in the application of Kenichi Kubo, et al.; Serial No.: 09/102,238 for LENS CONTROL APPARATUS filed June 22, 1998; in Group 2612.

Respectfully submitted,

*John J. Torrente*  
John J. Torrente  
Reg. No. 26,359  
Attorney for Applicant

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on:

March 1, 2004

John J. Torrente

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PTO/SB/30 (68-03)

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/102,238
Filing Date	June 22, 1998
First Named Inventor	Kenichi Kubo
Art Unit	2612
Examiner Name	John M. Villecco
Attorney Docket Number	B208-967

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 18-1644 03/02/2004 SDENBOB1 00000099 09102238
- i. ☒ RCE fee required under 37 CFR 1.17(e) 01 FC:1801 770.00 DP
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	John J. Torrente	Registration No. (Attorney/Agent)	26,359
Signature	<i>John J. Torrente</i>	Date	March 1, 2004

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	John J. Torrente	Date	March 1, 2004
Signature	<i>John J. Torrente</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.